

O I P E  
MAY 15 2002  
PATENT & TRADEMARK OFFICE  
**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION  
USING AN APPLICATION DATA SHEET (37 CFR 1.76)**

**Title of Invention** | PRC17: AN AMPLIFIED CANCER GENE

As the below named inventor(s), I/we declare that:

This declaration is directed to:

**COPY OF PAPERS  
ORIGINALLY FILED**

- The attached application, or \_\_\_\_\_  
 Application No. 10/071,838 filed on February 8, 2002  
 as amended on \_\_\_\_\_ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

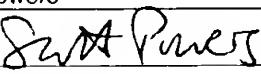
I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application, if applicable; and

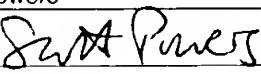
All statements made herein of my/our own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

**FULL NAME OF INVENTOR(S)**

Inventor 1 Jing Li  Date: 4/10/2002

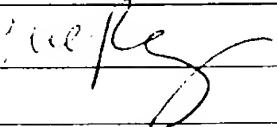
Signature:  Citizen of: United States

Inventor 2 Scott Powers  Date: 4/10/2002

Signature:  Citizen of: United States

Inventor 3 Phil Xiang Date: \_\_\_\_\_

Signature: \_\_\_\_\_ Citizen of: United States

Inventor 4 Yue Peng  Date: 4/10/02

Signature: \_\_\_\_\_ Citizen of: China

Additional inventors are being named on form(s) attached hereto.

Burden Hour Statement This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is used by the public to file (and the PTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 1 minute to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231. SF 1156678 v1

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**FULL NAME OF INVENTOR(S)**

Inventor 1 Jing Li Date: \_\_\_\_\_

Signature: \_\_\_\_\_ Citizen of: United States

Inventor 2 Scott Powers Date: \_\_\_\_\_

Signature: \_\_\_\_\_ Citizen of: United States

Inventor 3 Phil Xiang Date: 4/8/02

Signature: \_\_\_\_\_ Citizen of: United States

Inventor 4 Yue Peng Date: \_\_\_\_\_

Signature: \_\_\_\_\_ Citizen of: China

Additional inventors are being named on form(s) attached hereto.

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SF 1156678 v1

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PTO/SB/81 (02-01)

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MAY 15 2002

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<b>POWER OF ATTORNEY OR AUTHORIZATION OF AGENT</b>	Application Number	10/071,838	<b>COPY OF PAPERS ORIGINALLY FILED</b>
	Filing Date	02/08/02	
	First Named Inventor	LI, Jing	
	Title	PRC17: AN AMPLIFIED CANCER GENE	
	Group Art Unit	1645	
	Examiner Name		
Attorney Docket Number	018781-007610		

I hereby appoint:

Practitioners at Customer Number

**AND**

20350

Place Customer Number Bar Code Label here

Practitioner(s) named below:

Name	Registration Number
Christopher J. Smith	40,179

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

The above-mentioned Customer Number.

**OR**

Practitioners at Customer Number



Firm or Individual Name

Address

Address

City

State

ZIP

Country

Telephone

Fax

I am the:

Applicant/Inventor.

Assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

**SIGNATURE of Applicant or Assignee of Record**

Name      Christopher J. Smith, Director, Intellectual Property

Signature

Date

4/12/02

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

\*Total of 1 forms are submitted.

Burden Hour Statement. This form is estimated to take 3 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO Assistant Commissioner for Patents, Washington, DC 20231.  
SF 1325520 v1

MAY 15 2002

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Attorney Docket No. 018781007610

ATTORNEY'S TRADEMARK OFFICE  
SCITA

**STATEMENT UNDER 37 CFR 3.73(b)**

**COPY OF PAPERS  
ORIGINALLY FILED**

Applicant/Patent Owner: Jing Li, Scott Powers, Phil Xiang and Yue Peng

Application No./Patent No.: 10/071,838

Filed/Issue Date: February 8, 2002

Entitled: PRC17: AN AMPLIFIED CANCER GENE

Tularik Inc. a Delaware corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1.  the assignee of the entire right, title, and interest; or
2.  an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

A.  An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

B.  A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

Additional documents in the chain of title are listed on a supplemental sheet.

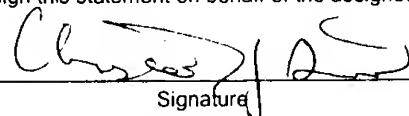
Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document)  
must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be  
recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

4/2/02

Date

  
Signature

Christopher J. Smith

Typed or printed name

Director, Intellectual Property

Title

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

SF 1331392 v1

**ASSIGNMENT OF PATENT APPLICATION**

**JOINT**

WHEREAS, Jing Li of 142-15 Franklin Avenue, Apt. 5C, Flushing, NY 11355; Scott Powers of 6 Westbrook Court, Greenlawn, NY 11740; Phil Xiang of 530 Vidal Drive, San Francisco, CA 94132; and Yue Peng of 5 Hattie Lane, South Setauket, NY 11720; hereinafter referred to as "Assignors," are the inventors of the invention described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: **PRC17: AN AMPLIFIED CANCER GENE**

Date(s) of execution of Declaration: **4/8/02; 4/10/02**

Filing Date: **February 8, 2002**

Application No.: **10/071,838; and**

WHEREAS, Tularik Inc., a corporation of the state of Delaware, located at Two Corporate Drive, South San Francisco, CA, 94080, hereinafter referred to as "ASSIGNEE," is desirous of acquiring an interest in the invention and application and in any U.S. Letters Patent and Registrations which may be granted on the same;

For good and valuable consideration, receipt of which is hereby acknowledged by Assignors, Assignors have assigned, and by these presents do assign to Assignee all right, title and interest in and to the invention and application and to all foreign counterparts (including patent, utility model and industrial designs), and in and to any Letters Patent and Registrations which may hereafter be granted on the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignors had this Assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignors further agree that they will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including patent applications and instruments of transfer, and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

Assignors hereby authorize and request Townsend and Townsend LLP, Two Embarcadero Center, 8<sup>th</sup> Floor, San Francisco, CA 94111-3834, to insert herein above the application number and filing date of said application when known.

Assignment  
Attorney Docket No.: 018781-007610US  
Page 2

IN TESTIMONY WHEREOF, Assignors have signed their names on the dates indicated.

Dated: 4/10/2002

Jing Li

WITNESS



WITNESS



Dated: 4/10/2002

Scott Powers

WITNESS



WITNESS



Dated: \_\_\_\_\_

Phil Xiang

WITNESS

WITNESS

Dated: 4/10/2002

Yue Peng

WITNESS



WITNESS



Assignment  
Attorney Docket No.: 018781-007610US  
Page 2

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Jing Li

WITNESS

WITNESS

Dated: \_\_\_\_\_

Scott Powers

WITNESS

WITNESS

Dated: 4/8/02

Phil Xiang

WITNESS

WITNESS

Dated: \_\_\_\_\_

Yue Peng

WITNESS

WITNESS